

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-02967-CKK**

CADDELL CONSTRUCTION CO. (DE), LLC v.
DEPARTMENT OF THE NAVY
Assigned to: Judge Colleen Kollar-Kotelly
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 10/02/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**CADDELL CONSTRUCTION CO.
(DE), LLC**

represented by **Sarah Carpenter**
SMITH CURRIE & HANCOCK
1025 Connecticut Ave, NW
Suite 600
Washington, DC 20036
202-735-2452
Email: skcarpenter@smithcurrie.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brian N. Krulick
SMITH, CURRIE & HANCOCK LLP
1025 Connecticut Avenue, NW
Suite 600
Washington, DC 20006
(202) 452-2140
Fax: (202) 775-8217
Email: bnkrulick@smithcurrie.com
TERMINATED: 10/30/2019

Jonathan Mayo
SMITH, CURRIE & HANCOCK LLP
2700 Marquis One Tower
245 Peachtree Center Avenue, N.E.
Atlanta, GA 30303
404-582-8129
Fax: 404-688-0671
Email: jrmayo@smithcurrie.com
PRO HAC VICE
ATTORNEY TO BE NOTICED

V.

Defendant

DEPARTMENT OF THE NAVY

represented by **Brian J. Field**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2551
Fax: (202) 234-2806
Email: brian.field@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/02/2019	<u>1</u>	COMPLAINT against DEPARTMENT OF THE NAVY (Filing fee \$ 400 receipt number 0090-6413365) filed by CADDELL CONSTRUCTION CO. (DE), LLC. (Attachments: # <u>1</u> Civil Cover

		Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit)(Krulick, Brian) (Entered: 10/02/2019)
10/07/2019		Case Assigned to Judge Colleen Kollar-Kotelly. (Johnson, Reginald) (Entered: 10/07/2019)
10/07/2019	<u>2</u>	SUMMONS (3) Issued Electronically as to DEPARTMENT OF THE NAVY, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(Johnson, Reginald) (Entered: 10/07/2019)
10/07/2019	<u>3</u>	ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 10/7/19. (DM) Modified on 10/8/2019 to correct spelling typo (kt). (Entered: 10/07/2019)
10/14/2019	<u>4</u>	NOTICE of Appearance by Sarah Carpenter on behalf of CADDELL CONSTRUCTION CO. (DE), LLC (Carpenter, Sarah) (Entered: 10/14/2019)
10/21/2019	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Jonathan Mayo, :Firm- Smith Currie & Hancock, LLP, :Address- 2700 Marquis One Tower, 245 Peachtree Center Avenue NE Atlanta GA 30303. Phone No. - 404-582-8129. Fax No. - 404-688-0671 Filing fee \$ 100, receipt number ADCDC-6465046. Fee Status: Fee Paid. by CADDELL CONSTRUCTION CO. (DE), LLC (Attachments: # <u>1</u> Affidavit Mayo Affidavit, # <u>2</u> Text of Proposed Order Proposed Order Granting Motion Pro Hac Vice)(Carpenter, Sarah) (Entered: 10/21/2019)
10/21/2019		MINUTE ORDER granting <u>5</u> Motion for Admission of Attorney Pro Hac Vice with respect to Jonathan R. Mayo, in order for him to appear as counsel for Plaintiff, CONTINGENT on said attorney filing a declaration certifying familiarity with this Court's Local Rules by no later than NOVEMBER 4, 2019. Counsel shall promptly register for this Court's CM/ECF system. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a).For instructions visit: https://www.dcd.uscourts.gov/sites/dcd/files/NextGEN_Tutorial_for_Registering_for_E-filing.pdf. Signed by Judge Colleen Kollar-Kotelly on 10-21-2019. (lcckk3) (Entered: 10/21/2019)
10/29/2019	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF THE NAVY served on 10/22/2019 (Krulick, Brian) (Main Document 6 replaced on 10/29/2019) (ztd). (Entered: 10/29/2019)
10/29/2019	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/15/19. (Krulick, Brian) (Main Document 7 replaced on 10/29/2019) (ztd). (Entered: 10/29/2019)
10/29/2019	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/15/2019. Answer due for ALL FEDERAL DEFENDANTS by 11/14/2019. (Krulick, Brian) (Main Document 8 replaced on 10/29/2019) (ztd). (Entered: 10/29/2019)
10/30/2019	<u>9</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to CADDELL CONSTRUCTION CO. (DE), LLC. Attorney Brian N. Krulick terminated. (Krulick, Brian) (Entered: 10/30/2019)
11/01/2019	<u>10</u>	NOTICE of Appearance by Jonathan Mayo on behalf of CADDELL CONSTRUCTION CO. (DE), LLC (Mayo, Jonathan) (Entered: 11/01/2019)
11/01/2019	<u>11</u>	AFFIDAVIT of Jonathan Mayo certifying familiarity with local rules by CADDELL CONSTRUCTION CO. (DE), LLC. (Mayo, Jonathan) (Entered: 11/01/2019)
11/14/2019	<u>12</u>	ANSWER to Complaint by DEPARTMENT OF THE NAVY.(Field, Brian) (Entered: 11/14/2019)
11/14/2019	<u>13</u>	ORDER requiring meet and confer and joint status report. Signed by Judge Colleen Kollar-Kotelly on 11-14-2019. (lcckk3) (Entered: 11/14/2019)
11/14/2019		Set/Reset Deadlines: Joint Meet & Confer Statement due by 1/6/2020. (dot) (Entered: 11/15/2019)
01/06/2020	<u>14</u>	Joint STATUS REPORT by DEPARTMENT OF THE NAVY. (Field, Brian) (Entered: 01/06/2020)
01/06/2020		Minute Order. The Court is in receipt of the parties' <u>14</u> Joint Status Report. In the Report, Defendants indicate that they have conducted a search and produced 27 documents responsive to Plaintiff's FOIA request. During the meet and confer, Plaintiff indicated that it had concerns about the adequacy of Defendant's search. Plaintiff has provided Defendant with example documents that it believes to exist and be responsive to its request. Defendant has agreed to review the documents and confer regarding the need for any additional search. The Court ORDERS the parties to file a further Joint Status Report by FEBRUARY 6, 2020, updating the Court on the status of Defendant's response to Plaintiff's FOIA request and the adequacy of the search. Signed by Judge Colleen Kollar-Kotelly on 1-6-2020. (lcckk3)

		(Entered: 01/06/2020)
01/06/2020		Set/Reset Deadlines: Joint Status Report due by 2/6/2020, updating the Court on the status of Defendant's response to Plaintiff's FOIA request and the adequacy of the search. (dot) (Entered: 01/07/2020)
02/06/2020	<u>15</u>	Joint STATUS REPORT by DEPARTMENT OF THE NAVY. (Field, Brian) (Entered: 02/06/2020)
02/06/2020	<u>16</u>	Joint STATUS REPORT (<i>Corrected</i>) by DEPARTMENT OF THE NAVY. (Field, Brian) (Entered: 02/06/2020)
02/06/2020		Minute Order. The Court is in receipt of the parties' <u>16</u> Joint Status Report. In the Report, the parties indicate that they continue to have disputes about the adequacy of Defendant's search performed in response to Plaintiff's FOIA request. The parties continue to confer about Defendant's search process and whether or not any other issues remain for litigation. The Court ORDERS the parties to file another Joint Status Report by no later than MARCH 6, 2020. The parties should continue to file Joint Status Reports every 30 days thereafter. The parties may file Joint Status Reports in between these deadlines if issues require the Court's attention. Signed by Judge Colleen Kollar-Kotelly on 2-6-2020. (lcckk3) (Entered: 02/06/2020)
02/06/2020		Set/Reset Deadlines: Joint Status Report due by 3/6/2020. (dot) (Entered: 02/07/2020)
03/06/2020	<u>17</u>	Joint STATUS REPORT by DEPARTMENT OF THE NAVY. (Field, Brian) (Entered: 03/06/2020)
04/06/2020	<u>18</u>	Joint STATUS REPORT by DEPARTMENT OF THE NAVY. (Field, Brian) (Entered: 04/06/2020)
05/06/2020	<u>19</u>	Joint STATUS REPORT by CADDELL CONSTRUCTION CO. (DE), LLC. (Carpenter, Sarah) (Entered: 05/06/2020)
06/08/2020	<u>20</u>	Joint STATUS REPORT by DEPARTMENT OF THE NAVY. (Field, Brian) (Entered: 06/08/2020)
07/06/2020	<u>21</u>	Joint STATUS REPORT by CADDELL CONSTRUCTION CO. (DE), LLC. (Carpenter, Sarah) (Entered: 07/06/2020)